

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**
DONALD P.,

Plaintiff,

**6:22-cv-1022
(GLS/DJS)**

v.

**COMMISSIONER OF SOCIAL
SECURITY,**

Defendant.

APPEARANCES:

OF COUNSEL:

FOR THE PLAINTIFF:

The Law Offices of Steven R. Dolson
PLLC
6320 Fly Road - Suite 201
East Syracuse, NY 13057

STEVEN R. DOLSON, ESQ.

FOR THE DEFENDANT:

HON. CARLA B. FREEDMAN
United States Attorney
100 South Clinton Street
Syracuse, NY 13261

GEOFFREY M. PETERS
Special Assistant U.S. Attorney

Office of the General Counsel
Social Security Administration
6401 Security Boulevard
Baltimore, MD 21235

Gary L. Sharpe
Senior District Judge

ORDER

The above-captioned matter comes to this court following a Report-
Recommendation and Order (R&R) by Magistrate Judge Daniel J. Stewart,

duly filed December 20, 2023. (Dkt. No. 10.) Following fourteen days from the service thereof, the Clerk has sent the file, including any and all objections filed by the parties herein.

No objections having been filed, and the court having reviewed the R&R for clear error, it is hereby

ORDERED that the Report-Recommendation and Order (Dkt. No. 10) is **ADOPTED** in its entirety; and it is further

ORDERED that plaintiff's motion for judgment on the pleadings (Dkt. No. 7) is **DENIED**; and it is further

ORDERED that defendant's motion for judgment on the pleadings (Dkt. No. 9) is **GRANTED**; and it is further

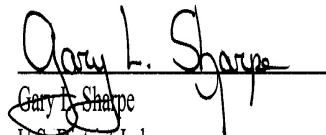
ORDERED that the decision of the Commissioner is **AFFIRMED** and the complaint (Dkt. No. 1) is **DISMISSED**; and it is further

ORDERED that the Clerk is directed to close this case; and it is further

ORDERED that the Clerk provide a copy of this Order to the parties in accordance with the Local Rules of Practice.

IT IS SO ORDERED.

January 16, 2023
Albany, New York


Gary L. Sharpe
U.S. District Judge